

EXHIBIT A



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RECEIVED
AUG 06 2004

ROVNER, ALLEN, ROVNER, ZIMMERMAN, LUKOMSKI and WOLF
By: Cheryl B. Wolf, Esquire

411 Route 70 East - Suite 210

Cherry Hill, NJ 08034-2414

(856) 795-5111

Attorneys for Plaintiff(s)

Tatiana Enright and Victor Kabachnik, h/w

vs.

Plaintiff(s)

John Doe and Schnneider
National Carriers, Inc.

Defendant(s)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
MIDDLESEX COUNTY

Docket No. MID-L-005110-04

CIVIL ACTION
SUMMONS

From the State of New Jersey
To The Defendant(s) Named Above:

Schneider National Carriers, Inc.

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within thirty-five (35) days from the date you received this summons, not counting the date you received it. (The address of each deputy clerk of the Superior Court is provided.) If the complaint is one in foreclosure, then you must file your written answer or motion and proof of service with the Clerk of Superior Court, Hughes Justice Complex, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee payable to the Clerk of the Superior Court and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with a fee of \$135.00 and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within thirty-five (35) days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live. A list of these offices is provided. If you do not have any attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

DATED: July 12, 2004

DONALD F. PHELAN
Superior Court Clerk

Name of Defendant to be Served:

Schneider National Carriers, Inc.

Address of the Defendant to be Served:

3101 South Packerland Drive
Green Bay, WI 54313-6187

RECEIVED
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Plaintiff(s)

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Defendant(s)

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION
MIDDLESEX COUNTY

Docket No. MID-L-005110-04

CIVIL ACTION
SUMMONS

From the State of New Jersey

To The Defendant(s) Named Above:

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By: Cheryl B. Wolf, Esquire

411 Route 70 East, Suite 210
Cherry Hill, NJ 08034-2414
(856) 795-5111
Attorneys for Plaintiffs

Tatiana Enright and Victor Kabachnik, h/w
41 Eaton Court
Newtown, PA 18940-1654

Plaintiffs

vs.

John Doe
c/o Schneider National Carriers, Inc.
3101 South Packerland Drive
Green Bay, WI 54313-6187

and

Schneider National Carriers, Inc.,
a/k/a Schneider Carrier Services
3101 South Packerland Drive
Green Bay, WI 54313-6187

Defendants

Superior Court of New Jersey

Law Division - Middlesex County

Docket No.

L 5110-04

Complaint

FILED
AUG 27 2004
CLERK OF SUPERIOR COURT
MIDDLESEX COUNTY
NEW JERSEY

Plaintiffs, Tatiana Enright and Victor Kabachnik, by way of Complaint against defendants, say:

1. Plaintiffs, Tatiana Enright and Victor Kabachnik, are wife and husband and adult individuals residing at 41 Eaton Court, Newtown, Pennsylvania.
2. Defendant, John Doe, is an adult individual with an address in care of Schneider National Carriers, Inc., 3101 South Packerland Drive, Green Bay, Wisconsin.
3. Defendant, Schneider National Carriers, Inc., a/k/a Schneider Carrier Services, is a business, company, franchise, entity, partnership, fictitious name, proprietorship or corporation, with a principal place of business at 3101 South Packerland Drive, Green Bay, Wisconsin. At all times relevant hereto, defendant conducted business within the state of New Jersey.
4. At all times relevant and material to this Complaint, defendant, John Doe, was the agent, servant, workman, employee and/or representative of defendant, Schneider National Carriers, Inc., and was acting within the course and scope of said employment and/or agency, and/or was acting for a common purpose or on a joint venture.

5. At all times relevant and material to this Complaint, defendants did act through their agents, servants, workmen, employees and/or representatives, said individuals acting within the course and scope of their employment and/or agency.

6. At all times material to this Complaint, each of the defendants was an agent, servant, workman, employee and/or representative of the other and was acting within the course and scope of said employment and/or agency and/or was acting for a common purpose or on a joint venture.

7. On or about July 24, 2003, at or about 6:40 p.m., plaintiff, Tatiana Enright, was the operator of a motor vehicle owned by plaintiffs, Tatiana Enright and/or Victor Kabachnik, jointly and/or severally, and which was lawfully traveling in a north bound direction in the right lane of the New Jersey Turnpike, New Brunswick, Middlesex County, New Jersey.

8. At said time and place, defendant, John Doe, was the operator of a motor vehicle owned by defendant, Schneider National Carriers, Inc., which was traveling in a north bound direction, in the center lane, approaching the aforesaid location, when, suddenly and without warning, defendant changed lanes from the center lane to the right lane and, in an effort to avoid contact, plaintiff sharply turned wheel to the right causing plaintiff's vehicle to run off the road and strike a tree, causing plaintiff to suffer severe and grievous injuries.

9. This accident resulted solely from the negligence and carelessness of defendants herein, jointly and/or severally, and was due in no manner whatsoever to any act or failure to act on the part of plaintiffs.

10. At the time of the accident, defendant was operating a tractor trailer which further, was not registered in the state of New Jersey. Therefore, the verbal threshold does not apply.

COUNT I

Tatiana Enright vs. John Doe

11. Plaintiff, Tatiana Enright, hereby incorporates herein by reference thereto paragraphs one through ten, inclusive, as though the same were set forth herein at length.

12. The negligence and carelessness of defendant, John Doe, consisted of the following:

- (a) failing to properly operate and control said motor vehicle;
- (b) driving at an excessive and unsafe rate of speed under the circumstances;
- (c) failing to maintain a proper and adequate lookout;

- (d) failing to give proper and sufficient warning of the approach of said motor vehicle;
- (e) failing to yield right of way;
- (f) failing to regard the rights, safety and position of plaintiff at the point aforesaid;
- (g) failing to observe plaintiff in a lawful position upon the highway;
- (h) failing to observe and follow traffic lanes, patterns and conditions.
- (i) causing a vehicular collision;
- (j) failing to properly and adequately maintain said motor vehicle;
- (k) violations of the Ordinances of Middlesex County and the Statutes of the State of New Jersey governing the operation of motor vehicles on the streets and highways;
- (l) operating said motor vehicle recklessly in violation of New Jersey Motor Vehicle Code;
- (m) negligence per se; and
- (n) such other acts of negligence as shall be revealed in the course of discovery.

COUNT II

Tatiana Enright vs. Schneider National Carriers, Inc.

13. Plaintiff, Tatiana Enright, hereby incorporates herein by reference thereto paragraphs one through twelve, inclusive, as though the same were set forth herein at length.

14. The negligence and carelessness of defendant, Schneider National Carriers, Inc., consisted of the following:

- (a) negligently entrusting the aforesaid motor vehicle to defendant, John Doe;
- (b) failure to properly and adequately supervise and/or train said agent, servant, workman, employee and/or representative, in particular, defendant, John Doe;
- (c) failure to act with due care and regard for the position and safety of others, in particular, plaintiff;
- (d) failure to properly supervise the operation and control of said motor vehicle;

- (e) failure to properly and adequately maintain said motor vehicle;
- (f) such acts of negligence and carelessness as of defendant, John Doe, which are imputed to defendant, Schneider National Carriers, Inc., as a result of the fact that defendant, John Doe, was, at all times material hereto, the agent, servant, workman, employee and/or representative of said defendant and was acting within the course and scope of said employment and/or agency, and/or was acting for a common purpose or on a joint venture;
- (g) negligence per se; and
- (h) such other acts of negligence as shall be revealed in the course of discovery.

COUNT III

Tatiana Enright vs. John Doe
and Schneider National Carriers

15. Plaintiff, Tatiana Enright, hereby incorporates herein by reference thereto paragraphs one through fourteen, inclusive, as though the same were set forth herein at length.

16. As a direct and proximate result of the aforesaid negligence of defendants, John Doe and/or Schneider National Carriers, Inc., jointly and/or severally, plaintiff has suffered injuries which are or may be serious and permanent, has incurred and in the future will incur expenses for the treatment of her injuries, has been disabled and in the future will be disabled and not able to perform her usual functions, and has and in the future will be caused great pain and suffering, to her great loss and damage.

17. Alternatively, as a direct and proximate result of the aforesaid negligence of defendants herein, jointly and/or severally, plaintiff has sustained a personal injury resulting in permanent loss of use of a body organ member, function, or system; permanent consequential limitation of use of a body organ, or member; significant limitation of use of a body function or system; or a medically determined injury or impairment of a non-permanent nature which prevented plaintiff from performing substantially all of the material acts which constitute her usual and customary daily activities.

18. As a further result of this accident, plaintiff has had to receive and undergo medical attention and care for her injuries, and to incur various expenses for said care, and she may be obligated to continue to expend such sums and to incur such expenses for an indefinite time in the future.

19. As a further result of this accident, plaintiff has suffered an injury which may be in full or part a cosmetic disfigurement which is or may be permanent, irreparable, or severe.

20. As a further result of this accident, plaintiff has suffered actual loss of her gross income.

21. As a further result of this accident, plaintiff has or may suffer impairment of her earning capacity and power.

22. As a further result of the accident aforementioned, plaintiff has suffered physical pain, aches, mental anguish, and humiliation, inconveniences and loss of life's pleasures, and she may continue to suffer the same for an indefinite time in the future.

WHEREFORE, plaintiff, Tatiana Enright, demands damages of defendants, John Doe and/or Schneider National Carriers, Inc., jointly and/or severally, for damages, interest, costs and attorneys fees.

COUNT IV

Victor Kabachnik vs. John Doe
and Schneider National Carriers, Inc.

23. Plaintiff, Victor Kabachnik, hereby incorporates herein by reference thereto paragraphs one through twenty-two, inclusive, as though the same were set forth herein at length.

24. As a result of this accident, plaintiff, Victor Kabachnik, has and may continue to suffer the loss of the services, support and consortium of his spouse, plaintiff, Tatiana Enright.

WHEREFORE, plaintiff, Victor Kabachnik, demands damages of defendants, John Doe and/or Schneider National Carriers, Inc., jointly and/or severally, for damages, interest, costs and attorneys fees.

COUNT V

Victor Kabachnik vs. John Doe
and Schneider National Carriers, Inc.

25. Plaintiff, Victor Kabachnik, hereby incorporates herein by reference thereto paragraphs one through twenty-four, inclusive, as though the same were set forth herein at length.

26. As a further result of this accident, plaintiff, Victor Kabachnik, has or may be obligated to incur various expenses for the medical attention and care required of his spouse, plaintiff, Tatiana Enright, and he may be obligated to continue to expend such sums and to incur such expenses for an indefinite period of time in the future.

27. As a direct and reasonable result of the accident, plaintiff, Victor Kabachnik, has or may in the future incur other financial expenses or losses on behalf of his spouse, plaintiff, Tatiana Enright, to which she may otherwise be entitled to recover.

WHEREFORE, plaintiff, Victor Kabachnik, demands damages of defendants, John Doe and/or Schneider National Carriers, Inc., jointly and/or severally, for damages, interest, costs and attorneys fees.

COUNT VI

Tatiana Enright and Victor Kabachnik vs.
John Doe and Schneider National Carriers, Inc.

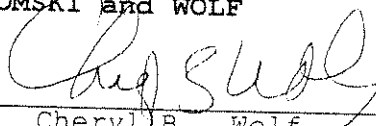
28. Plaintiffs, Tatiana Enright and Victor Kabachnik, hereby incorporate herein by reference thereto paragraphs one through twenty-seven, inclusive, as though the same were set forth herein at length.

29. As the direct result of the aforesaid accident, the 2000 Nissan Maxima motor vehicle operated by plaintiff, Tatiana Enright, and owned by plaintiffs, Victor Kabachnik and/or Tatiana Enright, jointly and/or severally, was caused to sustain damage and plaintiffs to suffer damages as a result.


WHEREFORE, plaintiffs, Tatiana Enright and Victor Kabachnik, demand damages of defendants, John Doe and/or Schneider National Carriers, Inc., jointly and/or severally, for damages, interest, costs and attorneys fees.

ROVNER, ALLEN, ROVNER, ZIMMERMAN,
LUKOMSKI and WOLF


By


Cheryl B. Wolf
Attorneys for Plaintiffs

The undersigned pursuant to Rule 4:25-4 is designated trial counsel.


Cheryl B. Wolf, Esquire

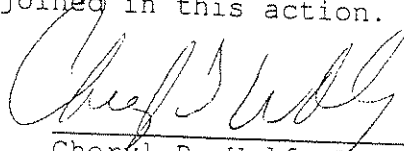
Trial by jury is hereby demanded.


Cheryl B. Wolf, Esquire

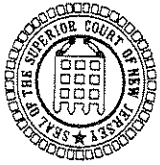
CERTIFICATION

This is to certify that this matter is not the subject of any other pending action in any Court, or of any pending Arbitration proceeding, or other action of Arbitration proceeding currently, nor is one contemplated. Further, to the best of the undersigned's knowledge, there are no other parties who should be joined in this action.

Dated: 6/24/04



Cheryl B. Wolf, Esquire



CIVIL CASE INFORMATION STATEMENT (CIS)

Use for initial Law Division – Civil Part pleadings (not motions) under Rule 4:5-1.

Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or if attorney's signature is not affixed.

FOR USE BY CLERK'S OFFICE ONLY

PAYMENT TYPE: CK CG CA

CHG/CK NO.

AMOUNT:

OVERPAYMENT:

BATCH NUMBER:

ATTORNEY/PRO SE NAME

Cheryl B. Wolf, Esquire

TELEPHONE NUMBER

(856) 795-2414

COUNTY OF VENUE

MIDDLESEX

FIRM NAME (if applicable)

Rovner, Allen, Rovner, Zimmerman, Lukomski and Wolf

DOCKET NUMBER (When available)

65110-04

OFFICE ADDRESS

411 Route 70 East, Suite 210
Cherry Hill, NJ 08034-2414

DOCUMENT TYPE

COMPLAINT

JURY DEMAND

☒ YES ☐ NO

NAME OF PARTY (e.g., John Doe, Plaintiff)

Tatiana Enright and Victor
Kabachnik, h/w, plaintiffs

CAPTION

Enright/Kabachnik vs. John Doe and Schneider National Carriers, Inc.

CASE TYPE NUMBER

(See reverse side
for listing) 605

IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO

IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.

RELATED CASES
PENDING?

☐ YES ☒ NO

IF YES, LIST DOCKET
NUMBERS

DO YOU ANTICIPATE ADDING
ANY PARTIES (arising out of
same transaction or occurrence)?

☒ YES ☐ NO

NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY, IF KNOWN

☐ NONE ☐ UNKNOWN

NS Insurance

THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.

CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION

A. DO PARTIES HAVE A CURRENT,
PAST OR RECURRENT
RELATIONSHIP? ☐ YES ☒ NO

IF YES, IS THAT
RELATIONSHIP

☐ EMPLOYER-EMPLOYEE

☐ FRIEND/NEIGHBOR

☐ OTHER (explain)

☐ FAMILIAL

☐ BUSINESS

B. DOES THE STATUTE GOVERNING THIS
CASE PROVIDE FOR PAYMENT OF FEES
BY THE LOSING PARTY? ☐ YES ☒ NO

USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS
THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION:

Motor vehicle accident involving personal injuries and property damage.



DO YOU OR YOUR CLIENT NEED ANY
DISABILITY ACCOMMODATIONS? ☐ YES ☒ NO

IF YES, PLEASE IDENTIFY THE
REQUESTED ACCOMMODATION:

WILL AN INTERPRETER BE NEEDED? ☐ YES ☒ NO

IF YES, FOR WHAT LANGUAGE:

ATTORNEY SIGNATURE

Cheryl B. Wolf

1 JFK SQUARE

NEW BRUNSWICK

NJ 08903

COURT TELEPHONE NO. (732) 981-3301
COURT HOURS

TRACK ASSIGNMENT NOTICE

DATE: JULY 15, 2004

RE: ENRIGHT TATIANA VS SCHNEIDER NATIONAL CARRIERS INC

DOCKET: MID L -005110 04

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 2.

DISCOVERY IS 300 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PRETRIAL JUDGE ASSIGNED IS: HON ALEXANDER P. WAUGH

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 001
AT: (732) 981-3301

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE
WITH R.4:5A-2.

ATTENTION:

ATT: CHERYL B. WOLF
ROVNER ALLEN ROVNER ZIMMERMAN&
411 ROUTE 70 EAST
SUITE 210
CHERRY HILL NJ 08034

JUBER1

EXHIBIT B

PAGE 1 OF 2 NEW JERSEY POLICE ACCIDENT REPORT

REPORTABLE ☒ NON-REPORTABLE ☐ 4457

43 CASE NUMBER 02003-013A ACCIDENT OCCURRED ON: NJTP S/A 95-X 41-8-1

44 POLICE DEPARTMENT OF STATE POLICE CODE 12 45 STATION/PRECINCT MORRISTOWN

46 DATE OF COLLISION MONTH 04 DAY 07 YEAR 2003 47 DAY OF WEEK S M Tu W F S 48 TIME (USE 2400 HRS.) 1838 49 MUNICIPALITY CODE 0338 50 TOTAL KILLED 0 51 TOTAL INJURED 1

52 ROAD NAME 53 ROUTE NO. SUFFIX 54 MILEPOST 55 56 57 58 ROAD NAME 59 60 61 62

63 LATITUDE 64 LONGITUDE

65 POLICY NO. 5-2867-F24-305 66 INS. CODE 962 67 DRIVER'S FIRST NAME TATIANA ENRIGHT 68 NUMBER AND STREET 7 Denise Dr. 69 CITY JACKSON STATE NJ ZIP 08527 EXPIRES 9/03

70 DRIVER'S LICENSE NUMBER E5968 173200 156603 NJ 71 STATE MO. DAY YR. 6/15/60 72 DOB 73 EYES 74 SEX F 75 OWNER'S FIRST NAME 76 NUMBER AND STREET 77 CITY STATE ZIP EXPIRES 78 MAKE AND MODEL NISSAN Maxima COLOR WHT 79 YEAR 00 80 PLATE NO. PAZ11P 81 STATE NJ 82 VIN NUMBER JN1CA31D6YR508869 83 VEHICLE REMOVED TO A10#209 Johnsons Towing 84 AUTHORITY 1 TOWED 2 DRIVER 3 POLICE 85 AREAS DAMAGED INITIAL PRINCIPAL IMPACT IMPACT

86 POSTED SPEED 65 87 ACCIDENT DIAGRAM 88 POSTED SPEED 65 89 CARRIER NAME 113 CARRIER NAME 114 ACCIDENT DESCRIPTION Driver #1 stated to the effect I was in the right lane and there was a truck moving into my lane. I didn't have a chance so I swerved off the road. I guess he didn't see me.

115 DAMAGE TO OTHER PROPERTY LANDSCAPE NJTP SH 18 New Brunswick, NJ 116 CHARGE 117 CHARGE 118 OFFICER'S SIGNATURE 119 BADGE NUMBER 5932 120 REVIEWED BY 121 STATUS 122

123 DEP CASE NUMBER (SAFETYNET ONLY)

124 NAMES & ADDRESSES OF OCCUPANTS-IF DECEASED DATE & TIME OF DEATH

	17	18	19	20	21	22	23	24	25	26	27		
A	1	1	3	1	4	3	F	0	2	4	0	4	5303 TATIANA ENRIGHT 7 Denise Dr. Jackson NJ 08527
B													
C													
D													
E													

PAGE 2 OF 2

STATE OF NEW JERSEY	Police Agency <u>STATE POLICE</u>	Case No. <u>D02003-B13A</u>
MOTOR VEHICLE ACCIDENT DESCRIPTION	Station <u>MOORESTOWN</u>	

103 Accident Description

(Refer to vehicle by number)

ALL INVOLVED	17	18	19	20	21	22	23	24	25	26	27	NAMES-ADDRESSES OF OCCUPANTS IF DECEASED ALSO INCLUDE DATE & TIME OF DEATH
	A											
	B											
	C											
	D											
	E											

INVESTIGATION REVEALED: VEHICLE #1 was traveling in right lane of NJTP Northbound when Vehicle X changed lanes from the center to right. To AVOID vehicle contact Driver #1 made an evasive move by sharply turning wheel to the right. The evasive move caused the Vehicle #1 to run off the road and strike a tree.

Block# 28: other circumstances was lane change of Vehicle X and evasive move by Driver #1.

VEHICLE X INFORMATION:

Schnider National CARRIERS Inc

2002 Kenworth TR A37904/NY

Policy # AT2-741-002093-33

CODE: 23043

PHONE: 1-800-558-1149